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# HOUSE BILL No. 1157

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 35-47-4.5-3; IC 35-48-4-6.

**Synopsis:** Criminal law matters. Includes a motor carrier inspector in the definition of "public safety officer" in law prohibiting the pointing of laser pointers at public safety officers without their consent. Makes possession of methamphetamine (pure or adulterated) a Class D felony.

**Effective:** July 1, 2001.

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January 9, 2001, read first time and referred to Committee on Courts and Criminal Code.

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Introduced

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

## HOUSE BILL No. 1157

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A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1       SECTION 1. IC 35-47-4.5-3, AS ADDED BY P.L.70-2000,  
2       SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3       JULY 1, 2001]: Sec. 3. As used in this chapter, "public safety officer"  
4       means:  
5               (1) a state police officer;  
6               (2) a county sheriff;  
7               (3) a county police officer;  
8               (4) a correctional officer;  
9               (5) an excise police officer;  
10              (6) a county police reserve officer;  
11              (7) a city police officer;  
12              (8) a city police reserve officer;  
13              (9) a conservation enforcement officer;  
14              (10) a town marshal;  
15              (11) a deputy town marshal;  
16              (12) a state university police officer appointed under  
17              IC 20-12-3.5;

2001

IN 1157—LS 7099/DI 105+



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- (13) a probation officer;
- (14) a firefighter (as defined in IC 9-18-34-1);
- (15) an emergency medical technician; ~~or~~
- (16) a paramedic; **or**
- (17) a motor carrier inspector.**

SECTION 2. IC 35-48-4-6, AS AMENDED BY P.L.188-1999, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 6. (a) A person who, without a valid prescription or order of a practitioner acting in the course of the practitioner's professional practice, knowingly or intentionally possesses cocaine (pure or adulterated), **methamphetamine (pure or adulterated)**, or a narcotic drug (pure or adulterated) classified in schedule I or II commits possession of cocaine, **methamphetamine**, or a narcotic drug, a Class D felony, except as provided in subsection (b).

(b) The offense is:

(1) a Class C felony if:

(A) the amount of the drug involved (pure or adulterated) weighs three (3) grams or more; or

(B) the person was also in possession of a firearm (as defined in IC 35-47-1-5);

(2) a Class B felony if the person in possession of the cocaine or narcotic drug possesses less than three (3) grams of pure or adulterated cocaine or narcotic drug:

(A) on a school bus; or

(B) in, on, or within one thousand (1,000) feet of:

(i) school property;

(ii) a public park; or

(iii) a family housing complex; and

(3) a Class A felony if the person possesses the cocaine or narcotic drug in an amount (pure or adulterated) weighing at least three (3) grams:

(A) on a school bus; or

(B) in, on, or within one thousand (1,000) feet of:

(i) school property;

(ii) a public park; or

(iii) a family housing complex.

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